

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff

v.

Case No. 21-30450
Originating No. 1:21-cr-170

DAYNE FRANCIS NUNDLEY, JR.,

Defendant.

/

**GOVERNMENT'S PETITION
FOR TRANSFER OF DEFENDANT TO
ANOTHER DISTRICT AND SUPPORTING BRIEF**

Pursuant to Rule 5(c)(3)(D) of the Federal Rules of Criminal Procedure, the United States of America hereby petitions the Court for an order transferring defendant **DAYNE FRANCIS NUNDLEY, JR.**, to answer to charges pending in another federal district, and states:

1. On September 24, 2021 defendant was arrested in the Eastern District Michigan in connection with a federal arrest warrant issued in the District of North Dakota based on an Indictment. Defendant is charged in that district with violation of 21 U.S.C. §841(a)(1) and 841(b)(1)(C)- Conspiracy to Distribute and Possess with Intent to Distribute Controlled Substances, 21 U.S.C. §841(a)(1), 841(b)(1)(C), and 18 U.S.C. §2- Possession with Intent to Distribute Controlled Substances and Aiding and Abetting.

2. Rule 5 requires this Court to determine whether defendant is the person named in the arrest warrant and is entitled to a preliminary examination as described in Paragraph One above. See Fed. R. Crim. P. 5(c)(3)(D)(ii).

WHEREFORE, the government requests this Court to conduct transfer proceedings in accordance with Rule 5 of the Federal Rules of Criminal Procedure.

Respectfully submitted,

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Dated: September 24, 2021